

**MINUTES OF THE REGULAR MEETING OF THE
BOARD OF PUBLIC WORKS AND SAFETY OF THE CITY OF JASPER
JULY 23, 2013**

The Board of Public Works and Safety of the City of Jasper, Indiana met in regular session on Tuesday, July 23, 2013, in the Council Chambers of City Hall located at 610 Main Street.

CALL TO ORDER

Presiding Officer Mayor Terry Seitz called the meeting to order at 8:00 a.m.

ROLL CALL

Clerk-Treasurer Juanita S. Boehm then called the roll:

Mayor Terry Seitz	Present
Board member Timothy Bell	Present
Board member David Prechtel	Present

Also present were Police Chief J. Michael Bennett, Street Commissioner Raymond Eckerle, City Engineer Chad Hurm, Personnel/Safety/Loss Control Director Cale Knies, City Attorney Renee Kabrick, and Clerk-Treasurer Juanita Boehm. Fire Chief/Code Enforcement Officer Kenneth Hochgesang and Director of Community Development and Planning Darla Blazey were absent.

Clerk-Treasurer Boehm announced that in order to have a quorum for the meeting, a majority of the board members must be present. All three board members were present; therefore, there was a quorum for the meeting.

PLEDGE OF ALLEGIANCE

Mayor Seitz invited all those present to join him in reciting the Pledge of Allegiance.

APPROVAL OF THE MINUTES

The board members examined the minutes of the regular meeting held on July 9, 2013. Thereafter, a **motion** was made by Timothy Bell and seconded by Mayor Seitz to adopt the minutes. Motion carried 3-0.

SALE OF LAND PUBLIC HEARING

Mayor Seitz then opened the public hearing regarding the sale of 30th Street Park, 30 acres located along Mill Street north of the Municipal Golf Course known as the Bockelman property, approximately 19 acres located near Lechner Lane, approximately 11 acres located along Truman Road, and a small piece of property located on the southeast corner of the 15th and Newton Street intersection.

A notice of the public hearing appeared in the Herald on July 13, 2013. It was also posted at City Hall and faxed to the news media.

Mayor Seitz then asked for public comments.

Mike Matthews commented about 30th Street Park. He said the property backs up to his property on Virginia Avenue. When he purchased his property, the realtors and neighbors said there was a 99-year stipulation to keep a barrier between the Virginia Avenue property and the park property. If the property is sold, he would like a 100 ft. berm to be placed between the two properties.

Mike Braun, representing Meyer Distributing and Streicher Construction, commented about the Bockelman property. Terry and Don Streicher were also present. Braun said the City has been encouraging development. If he wants to put up a new building sometime, he would have to “leap frog” to another location. If the Bockelman property is offered for sale, he would individually or jointly be interested in purchasing it. If he/they develop the area, it would add to the tax base.

Paul Lorey, 522 E. 15th Street, commented that when the City considered purchasing the country club property it was said that to offset the cost, the City will sell other property; so we need to make sure we do that. He spoke with several individuals and they are concerned that if we sell the Bockelman property, the City should keep a buffer at the end of the golf course.

Mayor Seitz again asked for public comments. No more comments were received.

Thereafter, a **motion** was made by David Prechtel and seconded by Timothy Bell to close the public hearing. The motion carried 3-0 and the hearing closed at 8:14 a.m.

City Attorney Renee Kabrick said the role of this Board is to conduct a public hearing then make a recommendation to the council which properties should be offered for sale.

David Prechtel said the comments from the constituents were to move these properties into the tax rolls. He also commented that the City should not sell the Bockelman property at this time.

Timothy Bell said the Bockelman property is flat land and thinks until further investigation we should hold off selling that property.

Mayor Seitz said when the country club property was purchased we said we would sell four of these properties which included the Bockelman property to repay the Rainy Day Fund. He feels we have an obligation to sell the properties and if there are any extra proceeds they could be used towards the development of the country club property. He recommended passing all five properties onto the City Council.

Thereafter, a **motion** was made by Mayor Seitz and seconded by Timothy Bell to recommend putting all properties up for sale. Motion carried 2-1 with Mayor Seitz and Timothy Bell voting aye and David Prechtel voting nay.

DISTRICT BAND CONTEST STREET CLOSURES

Brian Ketzner, representing the Jasper Band Parents, said Jasper will be hosting the Indiana high school district band competition at Alumni Stadium on October 12, 2013. He asked permission to close 2nd Street from east of the IGA to Clay Street and to close Scott Rolen Drive from 7:00 a.m. to 9:00 p.m. The lot behind 5th Street School will be restricted to handicapped parking. The Schroeder Complex lot will be closed to the general public and the street and park department maintenance areas will be used for music warm up. Ketzner said all of this is the same as last year.

Mayor Seitz asked if Memorial Hospital construction along 2nd Street would be a problem. A representative from Memorial Hospital who was present said the closing should be fine because they will not open until after that date.

A **motion** was made by Timothy Bell and seconded by David Prechtel to accept the Jasper Band Parents request. Motion carried 3-0.

PUBLIC SERVICE PROJECT AT RIVER WALK

Ruth Bush, representing Dubois County Paws and Pals 4H Club, asked permission for this club to do a public service project at the river walk on Wednesday, July 31, 2013 and on Tuesday, August 6, 2013 from 6:30 p.m. to 8:00 p.m. Members will hand out bags to pet owners to remind them to pick up the animal's waste. A poster will also be posted during that time.

A **motion** was made by David Prechtel and seconded by Timothy Bell to approve the Paws and Pals 4H Club project. Motion carried 3-0.

MICRO-SURFACING QUOTES

Street Commissioner Raymond Eckerle said an invitation to quote was sent to three businesses to furnish and apply micro-surfacing. Eckerle said this method is part of the paving program and this process was first tried in 2010. The quote will be a unit price for an estimated amount of square yards. The following sealed quotes were then opened.

Pavement Solutions Inc	\$3.19 per sq. yd.	30,870 sq yds.
Pavement Maintenance Systems LLC	no quote submitted	
Strawser Construction Inc	no quote submitted	

A **motion** was made by David Prechtel and seconded by Timothy Bell to accept the price of \$3.19 per sq yd. from Pavement Solutions Inc for approximately 30,870 sq. yds. pending review by the street commissioner. Motion carried 3-0.

COMMENTS

Strassenfest. Street Commissioner Raymond Eckerle asked the public to help clean up their areas for the upcoming Strassenfest. He also said the Storm Water Management Board decided to purchase an inlet filter material to protect all the storm sewer inlets in the downtown area during the Strassenfest.

6th and Newton tree/sidewalk. Eckerle said the dead tree they removed at the northeast corner of 6th and Newton Streets had large roots that tore up the sidewalk. He said he received permission from the Mayor to replace the sidewalk. He said this was a major rebuild of the sidewalk, curb, and planter in that area.

CONFERENCE

Police Chief J. Michael Bennett asked permission to send Assistant Police Chief Nathan Schmitt and Sgt. Jeremy Lee to the Indiana Chiefs of Police Conference at Indianapolis on September 4 and 5, 2013.

A **motion** was made by Mayor Seitz and seconded by David Prechtel to permit Nathan Schmitt and Jeremy Lee to attend the conference. Motion carried 3-0.

POLICE ACTIVITY REPORT

Police Chief J. Michael Bennett said there are many animal complaints in the June police activity report. He reminded the public to make sure their pets are properly cared for. If there is an ordinance violation, they will issue one warning but after that a violation will be issued.

ENCROACHMENT REQUEST

City Engineer Chad Hurm presented an encroachment request for David Gilley, 1025 W 14th Street. Hurm said Gilley wants to place a fence within the public utility and drainage easement. Hurm said several departments submitted concerns regarding this encroachment; such as, if the fence is placed on the property line is the adjacent owner aware of this and will that side of the fence be maintained. There is an electrical line overhead and that department is concerned if they have to get in and trim a tree. Also, there is concern about having access if there are drainage issues.

Gilley said his neighbor is aware of this matter and is okay with it. He also said it will be an aluminum fence and it can be removed if work needs to be done as long as the fence can be put back because the fence is for a pool.

Mayor Seitz said recently the City had a similar experience that was not good. He also commented that what if it is late at night when the City would have to fix the electric line. He then added that he would like to see the fence off the easement.

Thereafter, a **motion** was made by Mayor Seitz and seconded by Timothy Bell to deny the encroachment request. Motion carried 3-0.

ENCROACHMENT REQUEST

City Engineer Chad Hurm presented an encroachment request for Access Storage, 400 S. St. Charles Street. Hurm said the owners, Chris and Scott Tretter who were present, want to place a kiosk and fence within the utility and drainage easement. In the department comments there was some concern about future use of the drainage easement.

Chris and Scott Tretter said the fence is on the front area, runs the length of the property, and runs parallel to the utilities. The kiosk is on a small part of the easement.

Hurm said the utilities are far enough away. He also said a sign also exists and they want to add that to the request today.

City Attorney Renee Kabrick reminded the Tretters that if the City has to work in that area they would have to pay for any expenses involved.

A **motion** was made by Mayor Seitz and seconded by Timothy Bell to grant the encroachment based on the advice from the utility manager and the city engineer. Motion carried 3-0.

PERFORMANCE BOND

City Engineer Chad Hurm asked the Board to reduce the performance bond for Wind Song Estates II from \$239,190.00 to \$55,000.00.

A **motion** was made by Mayor Seitz and seconded by David Prechtel to approve the bond reduction for Wind Song Estates II from \$239,190.00 to \$55,000.00. Motion carried 3-0.

MAINTENANCE/DAMAGE BOND

City Engineer Chad Hurm asked the Board to release the maintenance/damage bond for Whispering Pines. He said the one-year period that the bond covered has expired.

A **motion** was made by David Prechtel and seconded by Timothy Bell to release the maintenance/damage bond for Whispering Pines. Motion carried 3-0.

STORM SEWER PROJECT BIDS

City Engineer Chad Hurm asked permission to proceed with the bid process for the Krodel/Braun storm sewer project that is located between Leslie Drive and Newton Street. Hurm said this is the first phase of a two-phase project.

Street Commissioner Raymond Eckerle asked if the street department could review the plans before they are released for bids.

A **motion** was made by Timothy Bell and seconded by David Prechtel to allow Chad to proceed with the release of the bid specifications contingent upon the plans being signed off by the street department. Motion carried 3-0.

JUNK ASSET

Clerk-Treasurer Juanita S. Boehm asked permission to junk an old computer from 2003 that was used for the internet filter server, asset #101414. The old server from the clerk-treasurer's department is now being used for the internet server. The computer change occurred when the UPS backup for the internet computer was replaced last week.

A **motion** was made by Mayor Seitz and seconded by Timothy Bell to junk asset #101414, the internet filter server. Motion carried 3-0.

NOTE OF THANKS

Mayor Seitz said the City received a note of thanks from the library for helping them with their recent parking and book drop project.

ADJOURNMENT. There being no further business to come before the board, a **motion** was made by David Prechtel and seconded by Mayor Seitz to adjourn the meeting. The motion carried 3-0 and the meeting adjourned at 9:18 a.m.

The minutes were hereby approved ____ with X without corrections or clarification this 13th day of August, 2013.

Mayor Terry Seitz
Presiding Officer

Attest: _____
Juanita S. Boehm, Clerk-Treasurer